

S1011/20102  
Customer No. 03000



PATENT

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PATENT EXAMINING OPERATION

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Applicant	:	Smith et al.
Serial No.	:	09/269,999
Filed	:	June 28, 1999
For	:	PRODUCTION OF POROUS ARTICLES
Attorneys	:	Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd.
Group	:	1615
Examiner	:	Todd D. Ware

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**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This Response is in response to the Office Action mailed January 3, 2001.

The Examiner requires, under 35 U.S.C. § 121, the election of a single disclosed species for prosecution on the merits to which the claim shall be restricted if no generic claim is finally held to be allowable. The Examiner indicated that claim 11 is currently generic.

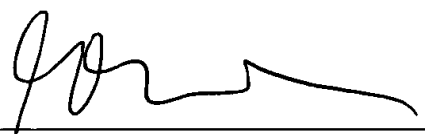
Applicant elects the species of growing bone cells without prejudice to the filing of divisional and/or continuing applications. Claims 11-19 are readable on this species.

Please charge any deficiency and other fee associated with the filing this Response to Restriction of Requirement to our deposit account No. 03-0075.

Respectfully submitted,

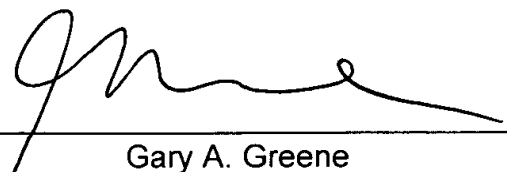
CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOW, LTD.

January 25, 2001

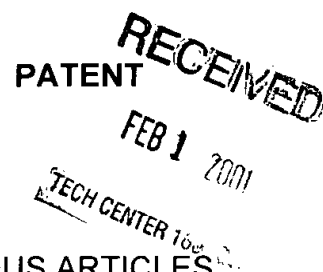
By   
Gary A. Greene  
Registration No. 38,897  
1635 Market Street, 12<sup>th</sup> Floor  
Seven Penn Center  
Philadelphia, PA 19103-2212  
(215) 567-2010  
Attorneys for Applicants

**CERTIFICATE OF MAILING**

I hereby certify that the foregoing RESPONSE TO RESTRICTION REQUIREMENT, in duplicate, re Application Serial No., 09/269,999 is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 25<sup>th</sup> day of January, 2001.

  
Gary A. Greene

S1011/20102  
Customer No. 03000



APPLICANTS : Smith et al.  
INVENTION : PRODUCTION OF POROUS ARTICLES  
ATTORNEYS : Caesar, Rivise, Bernstein, Cohen & Pokotilow, Ltd.  
SERIAL NO. : 09/269,999  
FILED : June 28, 1999  
GROUP : 1615  
EXAMINER : Todd D. Ware


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This is a Response to Restriction Requirement which includes the following:

1. Transmittal letter in duplicate
2. Response to Restriction Requirement
3. Return Receipt Postcard

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I hereby certify that the foregoing Response to Restriction Requirement, re:  
Application Serial No. 09/269,999 is being deposited with the United States Postal  
Service as First Class Mail, postage prepaid, in an envelope addressed to  
Commissioner for Patents, Washington, D.C., 20231 on this 25<sup>th</sup> day of January, 2001.

  
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Gary A. Greene